

ORDINANCE NO. 0-2-96

AN ORDINANCE ANNEXING CERTAIN TERRITORY CONSISTING OF A PARCEL OF APPROXIMATELY 13.6 ACRES LOCATED IN THE NORTHWESTERLY QUADRANT OF THE INTERSECTION OF U.S. 42 AND PLEASANT VALLEY ROAD, ADJACENT TO THE CITY LIMITS. (HAINES PROPERTY)

WHEREAS, Doug Haines, Cheryl Haines, Del Haines, Kim Haines, Daniel M. Haines, Kathleen S. Haines, David T. Haines and Pamela M. Haines, being the owners of record of the hereinafter described territory (the "territory"), have requested that the City of Florence, Kentucky (the "City") annex the territory and, pursuant to K.R.S. 81A.412, the owners have given written consent to such annexation; and

WHEREAS, the City has determined that it is desirable to annex the territory which is contiguous to the boundaries of the City, and

WHEREAS, pursuant to K.R.S. 100.209(1) the City makes the election that after annexation the territory shall remain subject to the same land use restrictions as applied to it prior to annexation until such restrictions are changed in accordance with K.R.S. Chapter 100.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF FLORENCE, KENTUCKY, AS FOLLOWS:

SECTION I

The City finds that the hereinafter described unincorporated territory meets the requirements of K.R.S. 81A.410 and is as follows:

- (a.) Is contiguous to the boundaries of the City, and
- (b.) Is urban in character and suitable for development for urban purposes without unreasonable delay, and
- (c.) Is not included within the boundary of another incorporated city.

SECTION II

That the territory, described in Exhibit "A" and shown on Exhibit "B" each of which is attached hereto and incorporated herein by reference, shall be and the same is hereby annexed to the City of Florence, Kentucky.

SECTION III

The owners of record of the territory have filed with the City written consent to this annexation under K.R.S. 81A.412 and therefore, the following do not apply to this annexation: (a) the notification ordinance required by K.R.S. 81A.420(1); (b) the notice requirement of K.R.S. 81A.425; and (c) the waiting period of K.R.S. 81A.420(2).

SECTION IV

Pursuant to K.R.S. 100.209(1) the territory shall, after annexation, remain subject to the same land use restrictions as applied to it prior to annexation, until those restrictions are changed in accordance with K.R.S. Chapter 100.

SECTION V

This ordinance shall be published in full.

PASSED AND APPROVED ON FIRST READING THIS 12th DAY OF March, 1996.

PASSED AND APPROVED ON SECOND READING AND PUBLICATION ORDERED THIS 26th DAY OF March, 1996.

ATTEST:

CITY CLERK

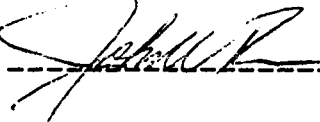
APPROVED:

MAYOR

MECHANICAL ENGINEER LAND SURVEYOR
JOHN W. ROSS, JR.

DESCRIPTION

I HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR, DULY LICENSED IN COMPLIANCE WITH THE LAWS OF THE COMMONWEALTH OF KENTUCKY, THAT THIS DESCRIPTION AND THE ATTACHED PLAT REPRESENT A SURVEY, AS PERFORMED BY ME IN FEBRUARY 1995 AND THAT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF, THIS DESCRIPTION IS ACCURATELY PREPARED.



12/26/95

JOHN W ROSS JR
KY PROFESSIONAL ENGINEER No 10653
KY REGISTERED LAND SURVEYOR No 2135

DATE

CARR, RICHARD
HAINES OIL CO.
US #42
FLORENCE, KY
OCTOBER 10, 1995
*** REVISED 12/26/95 ***
(FILE:CARR-12)

SITUATED IN THE NORTHWESTERLY QUADRANT OF THE INTERSECTION OF US #42 AND PLEASANT VALLEY ROAD IN BOONE COUNTY OF THE COMMONWEALTH OF KENTUCKY AND BEING ALL OF THE PROPERTY AS PREVIOUSLY CONVEYED IN DEED BOOK 301 PAGE 211 AND DEED BOOK 578 PAGE 092 AND DEED BOOK * PAGE * IN THE RECORDS OF THE BOONE COUNTY CLERK AT BURLINGTON, KENTUCKY AND MORE PARTICULARLY DESCRIBED AS FOLLOWS.

BEGINNING AT A CONCRETE RIGHT OF WAY MARKER FOR US #42. SAID MARKER LYING 46.54 FT. LEFT OF CENTERLINE STATION 443+32.21.

THENCE WITH THE RIGHT OF WAY OF SAID US #42
N 35DEG 14MIN 47SEC E 102.83 FT. TO A POINT IN THE NORTHERLY RIGHT OF WAY OF US #42. SAID POINT LYING 49.24 FT. LEFT OF CENTERLINE STATION 444+35.00 .

THENCE CONTINUING WITH SAID RIGHT OF WAY OF US #42
N 35DEG 15MIN 42SEC E 30.01 FT. TO A POINT. SAID POINT LYING 50.02 FT. LEFT OF CENTERLINE STATION 444+65.00 .

EXHIBIT "A"

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THENCE CONTINUING WITH SAID RIGHT OF WAY OF US #42
N 35DEG 14MIN 52SEC E 38.52 FT. TO A POINT IN THE WESTERLY
RIGHT OF WAY OF WILLIAM HAINES DRIVE. SAID POINT ALSO LYING
51.03 FT. LEFT OF US #42 CENTERLINE STATION 445+03.51 .

THENCE CONTINUING WITH THE RIGHT OF WAY OF US #42 AND
CROSSING WILLIAM HAINES DRIVE N 35DEG 14MIN 59SEC E
127.94 FT TO A POINT 54.38 FT. LEFT OF US #42 CENTERLINE
STATION 446+31.41 .

THENCE CONTINUING WITH SAID RIGHT OF WAY
N 35DEG 15MIN 41SEC E 18.36 FT. TO A DEFLECTION POINT AT THE
RIGHT OF WAY OF US #42 LYING 54.86 FT. LEFT OF CENTERLINE
STATION 446+49.76

THENCE CONTINUING WITH SAID RIGHT OF WAY
N 35DEG 14MIN 32SEC E 40.25 FT TO A CONCRETE RIGHT OF WAY
MARKER FOR US #42. SAID MARKER LYING 55.92 FT. LEFT OF
CENTERLINE STATION 446+90.00 . THENCE N 53DEG 14MIN 56SEC W
44.08 FT TO A CONCRETE RIGHT OF WAY MARKER FOR US #42. SAID
MARKER LYING 100.00 FT LEFT OF CENTERLINE STATION 446+90.00 .

THENCE CONTINUING WITH SAID RIGHT OF WAY OF US #42
N 36DEG 45MIN 04SEC E 99.80 FT TO A POINT AT THE INTERSECTION
OF THE NORTHERLY RIGHT OF WAY OF SAID US #42 AND THE WESTERLY
RIGHT OF WAY OF PLEASANT VALLEY ROAD. SAID POINT BEING IN THE
CENTER OF GUNPOWDER CREEK , SOUTH FORK AND 100.00 FT. LEFT
OF US #42 CENTERLINE STATION 447+89.80 .

THENCE WITH THE SOUTHERLY RIGHT OF WAY OF PLEASANT VALLEY
ROAD N 37DEG 15MIN 01SEC W 192.79 FT. TO A POINT IN THE
CENTERLINE OF GUNPOWDER CREEK, SOUTH FORK.

THENCE CONTINUING WITH SAID CREEK N 49DEG 34MIN 00SEC W
136.46 FT. TO A POINT IN THE CENTERLINE OF SAID CREEK.
THENCE DEPARTING SAID CREEK N 40DEG 46MIN 33SEC E 41.49 FT.
TO A CONCRETE RIGHT OF WAY MARKER (FOUND) 30 FT. SOUTH OF THE
CENTERLINE OF PLEASANT VALLEY ROAD.

THENCE WITH SAID RIGHT OF WAY N 49DEG 13MIN 27SEC W 80.10 FT
TO A STEEL PIPE (SET) AT THE SOUTHERLY RIGHT OF WAY OF
WILLIAM HAINES DRIVE. THENCE CONTINUING WITH THE RIGHT OF
WAY OF SAID PLEASANT VALLEY ROAD N 49DEG 13MIN 27SEC W
150.47 FT TO A STEEL PIPE (SET) AT THE NORTHERLY CORNER OF
THE LANDS CONVEYED IN DEED BOOK * PAGE * AND CORNER TO DURR

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(DEED BOOK 242 PAGE 249). THENCE WITH THE EASTERLY LINE OF SAID PARCEL AND THE WESTERLY LINE OF DURR 78.54 FT. ALONG AN ARC (CONCAVE WEST) RADIUS 50.00 FT (CHORD S 4DEG 13MIN 27SEC E 70.71 FT) TO A STEEL PIPE (SET) AT THE SOUTHERLY CORNER OF SAID CONVEYANCE.

THENCE CONTINUING WITH THE LANDS OF SAID DURR S 40DEG 46MIN 33SEC W 11.42 FT TO A STEEL PIPE (SET). THENCE N 55DEG 31MIN 17SEC W 287.06 FT. WITH THE LANDS OF DURR TO A STEEL PIPE (SET).

THENCE CONTINUING WITH THE LANDS OF SAID DURR N 89DEG 25MIN 04SEC W 378.43 FT. TO A STEEL PIPE (SET) AND CORNER TO SCHWARTZ.

THENCE WITH THE EASTERLY LINE OF SCHWARTZ S 12DEG 35MIN 00SEC E 55.15 FT TO A STEEL PIPE (SET).
THENCE S 16DEG 20MIN 22SEC E 302.21 FT TO A STEEL PIPE (SET).
THENCE S 15DEG 20MIN 45SEC E 232.71 FT. TO A STEEL PIPE (SET).
THENCE S 15DEG 44MIN 18SEC E 322.73 FT. TO A STEEL PIPE (SET).
THENCE N 69DEG 04MIN 00SEC E 144.50 FT TO A STEEL PIPE (SET).
THENCE S 2DEG 29MIN 14SEC E 146.48 FT. TO A STEEL PIPE (SET).
THENCE S 70DEG 05MIN 55SEC E 23.20 FT TO A STEEL PIPE (SET).
AND CORNER TO ASH. THENCE WITH THE LANDS OF ASH N 43DEG 16MIN 21SEC E 270.00 FT TO A STEEL PIPE (SET)
THENCE S 52DEG 02MIN 01SEC E 203.00 FT TO THE PLACE OF BEGINNING.

SAID PARCEL CONTAINING 13.5974 ACRES AND BEING SUBJECT TO A PERMANENT EASEMENT FOR DRAINAGE PURPOSES OF US #42 DB 16 PG 39, TO ALL OTHER EASEMENTS AND DEED RESTRICTIONS OF RECORD, AND TO THE REGULATIONS OF THE BOONE COUNTY PLANNING AND ZONING COMMISSION.

* NOTE - THE * REFERS TO THE 0.0126 ACRE R/W PARCEL TO BE CONVEYED THAT IS NOT YET RECORDED.

HAINES SUBDIVISION ANNEXATION MAP BOONE COUNTY, KENTUCKY		HAINES OIL COMPANY 6400 US-42 FLORENCE, KENTUCKY		RICHARD W. CARR, P.E. Civil Engineering & Golf Course Design 811 1/2 1st Ave California, KY 40301 (606) 426-0001	
DATE	FILE	DATE	FILE	DATE	FILE
PREP. 1992 DES. 08/92 PLOT AS SHOWN 1" = 100'					

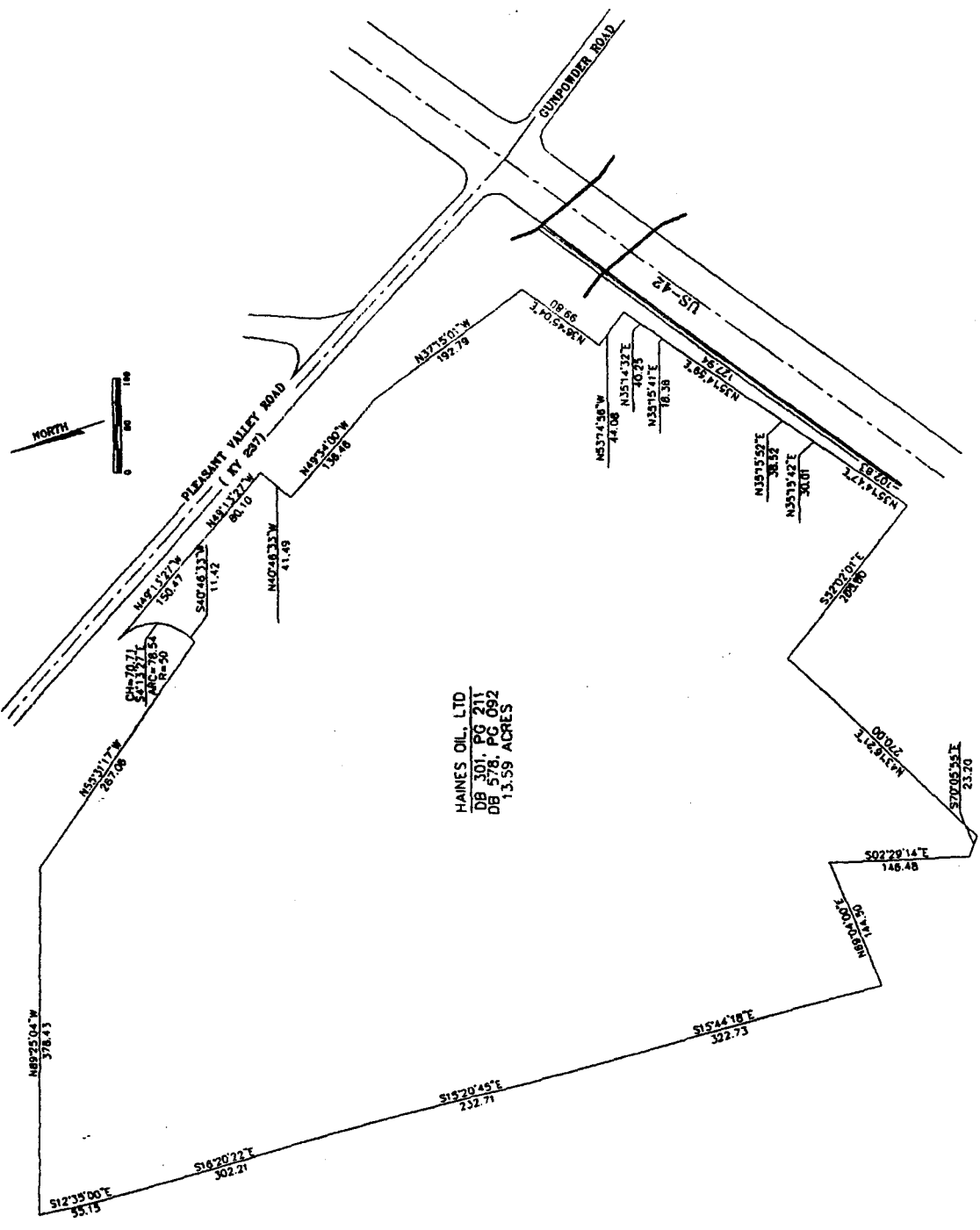


EXHIBIT "B"